

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.8893 of 2007

19.6.2007

Between:

Goda Kistaiah, S/o. Narasaiah.

... Petitioner

AND

The District Collector, Nellore.

And others

... Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.8893 of 2007

ORDER:

The petitioner filed the instant writ petition seeking a writ of Mandamus declaring the action of respondents 1 and 2 in not taking steps to stop the illegal aqua culture by respondents 3 to 11 without obtaining permission from the competent authority in the land admeasuring Acs.17.00 in survey Nos.773/1, 773/2, 774, 141/1, 142/2, 144; Acs.5.90 cents in survey Nos.775/1-3, 775/1-10 to 775/1-13, 776/3A and 776/4; and Acs.7.93 cents in survey Nos.773/2, 774 and Acs.2.00 in survey No.359/A situated at Mudivarthi Village of Vidavalur Mandal in Nellore District, as illegal and arbitrary. This Court while ordering notice to contesting respondents directed to maintain *status quo*. The learned counsel for petitioner was permitted to take out notice to respondents. Notices were sent and are duly served on respondents 3 to 11. But none appears for them.

Learned Counsel for the petitioner and learned Assistant Government pleader for respondents 1 and 2 are heard. Learned Counsel does not dispute the decision of this Court in **Madireddy**

Padma Rambabu v. District Forest Officer, Kakinada^[1]. Further according to Section 3 of A.P. Agricultural Land (Conversion for Non-Agricultural Purposes) Act, 2006, no agricultural land in the State shall be converted for non-agriculture purpose without prior permission of the competent authority. Therefore, the second respondent may conduct enquiry, issue notice to the petitioner as well as respondents 3 to 11 and take necessary action in accordance with the decision of this Court in **Madireddy Padma Rambabu** (supra). Till then, there shall be *status quo*.

The writ petition, with the above observations, is accordingly

disposed of. No costs.

(V.V.S.RAO,J)

19.06.2007.

GJ

[\[1\]](#) 2002(1) ALD 728 (DB) = 2002(3) ALT 57 (DB)